

WEDNESDAY, APRIL 1, 1998

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C023319 BARRY WILLIAM MAYFIELD

The judgment is affirmed.

SCOTLAND, J.

We concur: SIMS, Acting P.J.
 DAVIS, J.

WEDNESDAY, APRIL 2, 1998

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C025660 LONNIE PRESTONEL GRAY

The judgment is affirmed.

DAVIS, J.

We concur: PUGLIA, P.J.
 BLEASE, J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C027169 DAVID LEE QUINN

The \$50 criminal laboratory analysis fee is stricken. As modified, the judgment is affirmed. The trial court is directed to amend the abstract of judgment in accordance with this opinion and to send a copy of the amended abstract of judgment to the Department of Corrections.

BLEASE, J.

We concur: PUGLIA, P.J.
 DAVIS, J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C025850 JOHN ON VONG

The judgment is affirmed.

BLEASE, J.

We concur: PUGLIA, P.J.
 CALLAHAN, J.

TUESDAY, APRIL 2, 1998 CONTINUED

Juvenile In re JOSEF B., A Person Coming Under the Juvenile Court Law.
No. THE PEOPLE (Not for Publication)
C027596 vs.
JOSEF B.

The juvenile court is directed to correct the minute order of the September 17, 1997, disposition hearing to reflect that count VI, receiving stolen property, is a misdemeanor, rather than a felony. The order granting probation is modified to stay two months confinement time on count II one of the adjudications for unauthorized entry of property, for a maximum confinement time of seven years and two months.

As modified, the order is affirmed.

BLEASE, J.

We concur: PUGLIA, P.J.
DAVIS, J.

Crim. THE PEOPLE (Not for Publication)
No. vs.
C025558 ELLEN K. RICHARDSON

The judgment is affirmed.

NICHOLSON, J.

We concur: PUGLIA, P.J.
RAYE, J.

Juvenile In re TRISON A., A Person Coming Under the Juvenile Court Law.
No. THE PEOPLE (Not for Publication)
C028035 vs.
TRISTON A.

The judgment (order denying the request) is affirmed.

SIMS, J.

We concur: PUGLIA, P.J.
HULL, J.

FRIDAY, APRIL 3, 1998

Juvenile In re CASEY F., a Person Coming under the Juvenile Court Law.
No. THE PEOPLE (Not for Publication)
C027363 vs.
CASEY F.

The judgment (order) is affirmed.

BLEASE, J.

We concur: PUGLIA, P.J.
DAVIS, J.

Civil KELLEY SMITH (Not for Publication)
No. vs.
C026836 CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD
COUNTY OF SACRAMENTO

The judgment is affirmed.

CALLAHAN, J.

We concur: PUGLIA, P.J.
SIMS, J.

Crim. THE PEOPLE (Not for Publication)
No. vs.
C024860 SAMUEL AROLA STRANGE

The judgment is affirmed.

NICHOLSON, J.

We concur: PUGLIA, P.J.
SCOTLAND, J.

MONDAY, APRIL 6, 1998

Crim. THE PEOPLE (Not for Publication)
No. vs.
C026350 RODNEY LANCE HARMON

The judgment is affirmed.

DAVIS, J.

We concur: PUGLIA, P.J.
BLEASE, J.

WEDNESDAY, APRIL 8, 1998

Civil THE FUTURE, CITY OF PLYMOUTH ET AL.
No. vs.
C025674 EL DORADO COUNTY BOARD OF SUPERVISORS ET AL.
C026477 COOK RANCH PARTNERS (Certified for Partial Publication)
THE COURT:

It is ordered that the opinion filed herein on March 9, 1998 be modified in the following particulars.....

The opinion in the above entitled matter filed on March 9, 1998, was not certified for partial publication in the Official Records. For good cause it now appears that the opinion should be published in the Official Records and it is so ordered. There is no change in judgment.

FOR THE COURT:

SIMS, Acting P.J.
DAVIS, J.
RAYE, J.

Crim. THE PEOPLE (Not for Publication)
No. vs.
C027290 JOHN ROBERT ALEXANDER

The judgment is affirmed.

HULL, J.

We concur: PUGLIA, P.J.
SIMS, J.

Juvenile No. C026877	In re CHAKEINA S. ET AL., Persons Coming Under the Juvenile Court Law. (Not for Publication) SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES
----------------------------	--

VS.
DONALD L. ET AL.

The orders denying appellants' motion for de facto parent status and petitions for modification are reversed, and the matter is remanded to the juvenile court with directions to conduct a hearing on those matters in compliance with this opinion.

CALLAHAN, J.

We concur: PUGLIA, P.J.
DAVIS, J.

WEDNESDAY, APRIL 8, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)

No. vs.

C026806 TROY KERRY ST. CHARLES

The judgment is affirmed.

HULL, J.

We concur: PUGLIA, P.J.
SIMS, J.

Juvenile In re DERRICK BYRON R. a Person Coming Under the Juvenile Court
No. Law. (Not for Publication)

C027178 THE PEOPLE

vs.

DERRICK BYRON R.

The four-month period of confinement imposed on count II is hereby stayed. The juvenile court is directed to amend its records to so reflect and to forward appropriate copies to the Director of the Youth Authority. As modified, the judgment is affirmed.

BLEASE, Acting P.J.

We concur: SCOTLAND, J.
MORRISON, J.

Crim. THE PEOPLE (Not for Publication)

No. vs.

C026006 JOSEPH ANDREW BAUM

The judgment is affirmed.

PUGLIA, P.J.

We concur: SCOTLAND, J.
RAYE, J.

Crim. THE PEOPLE (Not for Publication)

No. vs.

C021781 RONALD ALLAN REED

The judgment is affirmed.

RAYE, J.

We concur: NICHOLSON, Acting P.J.
MORRISON, J.

WEDNESDAY, APRIL 8, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C025701 CLARENCE JONES

The judgment is affirmed.

CALLAHAN, J.

We concur: DAVIS, Acting P.J.
 RAYE, J.

Juvenile In re MARIO L., a Person Coming Under the Juvenile Court Law
 No. THE PEOPLE (Not for Publication)
 C027065 vs.
 MARIO L.

The judgment is affirmed.

HULL, J.

We concur: PUGLIA, P.J.
 SIMS, J.

THURSDAY, APRIL 9, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C024431 CARLOS VILLALOBOS MARTINEZ

Except for the matter of computation of defendant's presentence custody credits, the judgment is affirmed. The cause is remanded with directions to the trial court to calculate defendant's custody credits, prepare an amended abstract of judgment and forward a certified copy thereof to the Department of Corrections.

MORRISON, J.

We concur: SIMS, Acting P.J.
 DAVIS, J.

Juvenile In re WAYNE Y., a Person Coming Under the Juvenile Court Law
 No. THE PEOPLE (Not for Publication)
 C027477 vs.
 WAYNE Y.

The judgment is affirmed.

SIMS, J.

We concur: PUGLIA, P.J.
 HULL, J.

THURSDAY, APRIL 9, 1998

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C026908 EDWARD HARRIS SPERRY

The judgment is affirmed.

SIMS, Acting P.J.

We concur: NICHOLSON, J.
 MORRISON, J.

FRIDAY, APRIL 10, 1998

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C024778 DANNY CLYDE JONES

The judgment is affirmed.

PUGLIA, P.J.

We concur: SIMS, J.
 RAYE, J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C027624 LOUIE DEPAUL MARTY

The judgment is affirmed.

PUGLIA, P.J.

We concur: NICHOLSON, J.
 CALLAHAN, J.

Juvenile In re JUSTICE C., a Person Coming Under the Juvenile Court Law.
 No. THE PEOPLE (Not for Publication)
 C027336 vs.
 JUSTICE C.

The judgment is affirmed.

PUGLIA, P.J.

We concur: SIMS, J.
 HULL, J.

FRIDAY, APRIL 10, 1998 CONTINUED

Civil JAMIE H. (Not for Publication)

No. vs.

C028482 SUPERIOR COURT SUTTER COUNTY
DEPARTMENT OF HUMAN SERVICES ET AL

The petition for writ of mandate is denied, and the stay is vacated.

SCOTLAND, J.

We concur: BLEASE, Acting P.J.
 MORRISON, J.

Crim. THE PEOPLE (Not for Publication)

No. vs.

C025887 JESUS ERNESTO RODRIQUEZ

The judgment is affirmed.

NICHOLSON, J.

We concur: BLEASE, Acting P.J.
 SCOTLAND, J.

Civil THE PEOPLE (Not for Publication)

No. vs.

C027445 SUPERIOR COURT OF SISKIYOU COUNTY
FRANK LICH ET AL.

THE COURT:

The opinion of this court filed March 12, 1998, in the above entitled case is modified as follows:

On page, delete the last full paragraph starting with “Our order” and delete the first two full paragraphs on page five.

This modification does not affect a change in the judgment.

BY THE COURT:

BLEASE, Acting P.J.
SCOTLAND, J.
NICHOLSON, J.

FRIDAY, APRIL 10, 1998 CONTINUED

Civil J.A.T. ENTERTAINMENT, INC. (Certified for Publication)
 No. vs.
 C025573 DONALD L. REED

The dismissal without prejudice entered on October 16, 1996, and the order denying relief from the dismissal are reversed. On remand, the trial court is directed to impose reasonable compensatory legal fees and costs as required by the mandatory provisions of section 473, to consider in its discretion whether other relief authorized by section 473 should be granted, and for other proceedings consistent with this opinion. Costs to appellant. (CERTIFIED FOR PUBLICATION)

DAVIS, J.

We concur: PUGLIA, P.J.
 MORRISON, J.

Civil FRED KAMMERER (Not for Publication)
 No. vs.
 C026147 OPAL STANLEY, ET AL.

The judgment is affirmed.

DAVIS, Acting P.J.

We concur: RAYE, J.
 MORRISON, J.

MONDAY, APRIL 13, 1998

Crim. THE PEOPLE
 No. vs.
 C026995 JOSE ALFREDO CONSTANCIO
 By the Court:

Appellant's petition for rehearing is denied.

Dated: April 13, 1998

PUGLIA, P.J.

MONDAY, APRIL 13, 1998 CONTINUED

At 9:30 a.m., the court met in the Library & Courts Building to begin its regular court calendar session.

PRESENT: PUGLIA, Presiding Justice
 NICHOLSON, Associate Justice
 RAYE, Associate Justice

Bailiff: Conrad.
Calendar called.

Civil KENNETH GEORGE MORRIS
No. vs.
C025990 FORD MOTOR COMPANY ET AL.

Cause called. Kenneth George Morris argued for Himself in Pro Per as Plaintiff-Appellant. Richard A. Deeb, of Baker & Hostetler argued Defendant-Respondent Ford Motor Company. Defendants-Respondents Red Bluff Ford-Mercury et al did not appear. Cause submitted.

At 9:45 a.m., court recessed. At 9:47 a.m., court reconvened with the same panel except Associate Justice Callahan in place of Associate Justice Raye.

Civil IN RE ALLEN L. ET AL.
No. CHILD PROTECTIVE SERVICES
C025778 vs.
 JAMES L.

Cause called. Theodore Goodwin, court appointed counsel argued for Defendant-Appellant James L. Janice M. Heid, County Counsel argued for Plaintiff-Respondent. No appearance was made on behalf of Defendant-Appellant Anita L. as argued having been previously waived and approved. Cause submitted.

At 10:06 a.m., court recessed. At 10:11 a.m., court reconvened with Acting Presiding Justice Davis, Associate Justice Raye and Associate Justice Callahan.

MONDAY, APRIL 13, 1998 CONTINUED

Civil JAMES D. KERR
No. vs.
C023579 COUNTY OF EL DORADO ET AL.

Cause called. James D. Kerr argued for Himself in Pro Per as Plaintiff-Appellant. Richard Hyland Caulfield, of Caulfield, Davies & Donahue argued for Defendants-Respondents County of El Dorado et al. Robert M. Henderson, of Rollston, Henderson, Rasmussen argued for Defendants-Respondents City of South Lake Tahoe. Cause submitted.

At 10:20 p.m., court recessed. At 2:03 p.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Sims and Associate Justice Davis.

Civil JEFFREY YAZEL ET AL.
No. vs.
C026140 CYNTHIA DYKES ET AL.

Cause called. Tony Tanke of Tanke & Willemssen argued for Plaintiffs-Appellants. James R. Donahue, of Caulfield, Davies & Donahue argued for Defendants-Respondents. Cause submitted.

At 2:40 p.m., court recessed. At 2:42 p.m., court reconvened with Acting Presiding Justice Davis, Associate Justice Raye and Associate Justice Callahan.

Civil JOHN JARAMILLO
No. vs.
C025679 MATTHEW R. EASON ET AL.

Cause called. Peter J. Stubbs argued for Plaintiff-Appellant. Glenn L. Spitzer argued for Defendants-Respondents Matthew R. Eason et al. There was no appearance on behalf of Defendant-Respondent Hefner, Stark & Marois. Cause submitted.

At 3:17 p.m., court recessed. At 3:20 p.m., court reconvened with Presiding Justice Puglia, Associate Justice Scotland and Associate Justice Nicholson.

MONDAY, APRIL 13, 1998 CONTINUED

Civil PATRICIA M. PHILPOTT
No. vs.
C025476 MICHAEL HALSTED

Cause called. Patricia Philpott argued for Herself in Pro Per as Plaintiff-x-Defendant-Appellant. Stanley Coolidge argued for Defendant-x-Complainant-Respondent. Cause submitted.

Civil WESLEY P. BERG, II
No. vs.
C026009 SOUTHERN PACIFIC TRANSPORTATION COMPANY

Cause called. David A. Prentice of McGuire & Prentice argued for Plaintiff-Appellant. Catherine L. Manske, of McGuire & Prentice appeared for Plaintiff-Appellant. Robert L. Zaletel, of McQuaid, Metzler, McCormick & Van Zandt argued for Defendant-Respondent. Cause submitted.

Court adjourned at 3:43 p.m., until 9:30 a.m., Wednesday April 15, 1998.

Civil SODEXHO USA, INC. ET AL.
No. vs.
C028473 SUPERIOR COURT OF EL DORADO COUNTY
JOYCE RUSLER

Let a peremptory writ of mandate issue directing respondent superior court to vacate its order denying defendants' motion for summary judgment, and to grant that motion. Defendants shall recover their costs of this proceeding. The previously issued stay is vacated.

PUGLIA, P.J.

We concur: DAVIS, J.
 CALLAHAN, J.

TUESDAY, APRIL 14, 1998

Civil STEPHEN R. TOWNZEN
No. vs.
C026578 COUNTY OF EL DORADO ET AL.

By the Court:

Respondents' petition for rehearing is granted. The decision filed on March 19, 1998 is vacated.

Dated: April 14, 1998

PUGLIA, P.J.

WEDNESDAY, APRIL 15, 1998

Crim. CHRISTIAN DEAN BOWERS
No. vs.
C026887 SUPERIOR COURT NEVADA COUNTY
PEOPLE OF THE STATE OF CALIFORNIA

By the Court:

Real party in interest's petition for rehearing is granted. The decision filed on March 17, 1998, is vacated and the cause is resubmitted.

Dated: April 15, 1998

BLEASE, Acting P.J.

I would deny the petition for rehearing.
CALLAHAN, J.

Civil WHITMORE UNION ELEMENTARY SCHOOL DIST.
No. vs.
C026708 COUNTY OF SHASTA ET AL.

By the Court:

Appellant's petition for rehearing is denied as untimely.

Dated: April 15, 1998

BLEASE, Acting P.J.

WEDNESDAY, APRIL 15, 1998 CONTINUED0

At 9:30 a.m., the court met in the Library & Courts Building for a continuation of court calendar session.

PRESENT: BLEASE, Acting Presiding Justice
 NICHOLSON, Associate Justice
 HULL, Associate Justice

Bailiff: Conrad.
 Calendar called.

Civil MARGARITA RAMER
 No. vs.
 C025775 COUNTY OF SAN JOAQUIN ET AL.

Cause called. Janie Hickok Siess, of Brown, Hall & McKinley argued for Plaintiff-Appellant. Shelley Green, Deputy County Counsel argued for Defendants-Respondents. Cause submitted.

At 9:53 a.m., court recessed. At 9:59 a.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Sims, and Associate Justice Davis.

Civil MICHAEL MOLEN ET AL.
 No. vs.
 C026761 MORTON L. FRIEDMAN ET AL.
 Civil MORTON L. FRIEDMAN ET AL.
 No. vs.
 C027026 MICHAEL MOLEN ET AL.

Cause called. Jim G. Price argued for Plaintiffs-Appellants. Allan J. Owen, of Ordas, Timmons, Owen, & Owen argued for Defendants-Respondents. Cause submitted.

At 10:30 a.m., court recessed. At 10:35 a.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Raye, and Associate Justice Morrison.

WEDNESDAY, APRIL 15, 1998 CONTINUED

Civil UNITED SYSTEMS OF ARKANSAS, INC.

No. vs.

C025895 PETER STAMISON, AS DIRECTOR ETC. ET AL.

Cause called. Jennifer L Dauer argued for Plaintiff-Appellant with additional citations. Ramon de la Guardia, Deputy Attorney General, argued for Defendants-Respondents Stamison etc. et al. Catherine A. Close, General Counsel, argued for Defendant-Respondent State Board of Control. Ned P. Telford, of Porter, Scott, Weiberg & Delehant argued for RPI-Respondent. Cause submitted.

At 11:15 a.m., court recessed. At 11:18 a.m., court reconvened with Presiding Justice Puglia, Associate Justice Blease, and Associate Justice Raye.

Civil FAIRWAY DOWNS PARTNERS ET AL.

No. vs.

C024386 CHRISTOPHER MYERS

Cause called. Richard M. Archbold, of Askew & Archbold argued for Plaintiffs-Appellants. Theresa m. La Voie, of Thompson, Meade & Brodovsky argued for Defendant-Respondent. Cause submitted.

At 11:45 a.m., court recessed. At 2:01 p.m., court reconvened with Presiding Justice Puglia, Associated Justice Sims, and Assoiciate Justice Davis.

Civil HOWARD RICE

No. vs.

C025084 CARE WEST/BRITTANY HEALTHCARE CENTER

Cause called. Peter J. Stubbs argued for Plaintiff-Appellant. Jack Mitchell appeared for Plaintiff-Appellant. R. Mac Prout, of Hewitt & Prout argued for Defendant-Respondent. Cause submitted.

WEDNESDAY, APRIL 15, 1998 CONTINUED

At 2:15 p.m., court recessed. At 2:17 p.m., court reconvened with the same panel except Associate Justice Callahan in place of Associate Justice Sims.

Civil MARTIN SCHAEFER
No. vs.
C025584 MYDRIN, INC.

Cause called. Brian A. Bishop, of Shepard & Haven argued for Defendant-Appellant. Leo F. Donahue argued for Plaintiff-Respondent. Cause submitted.

Crim. THE PEOPLE
No. vs.
C024983 JOE MORENO AGUAYO

Cause called. Richard Doctoroff, court appointed counsel argued for Defendant-Appellant with additional citations. No appearance was made on behalf of Plaintiff-Respondent as argued having been previously waived and approved. Cause submitted.

At 2:35 p.m., court recessed. At 2:40 p.m., court reconvened Presiding Justice Puglia, Associate Justice Sims and Associate Justice Nicholson.

Civil DIANNE V. YORKE
No. vs.
C026358 CALIFORNIA ACUPUNCTURE COMMITTEE ET AL.

Cause called. Lawrence Salisbury, of Alcala, Martinez-Senftner & Velez argued for Plaintiff-Appellant. Mary Horst, Deputy Attorney General argued for Defendants-Respondents. Cause submitted.

At 2:50 p.m., court recessed. At 2:56 p.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Scotland, and Associate Justice Nicholson.

WEDNESDAY, APRIL 15, 1998 CONTINUED

Crim. THE PEOPLE
No. vs.
C025635 THOMAS MCCRACKEN

Cause called. Deborah Redican Schulte, court appointed argued for Defendant-Appellant. Judy Kaida, Deputy Attorney General argued for Plaintiff-Respondent. Cause submitted.

Court adjourned at 3:29 p.m., until 9:30 a.m., Monday, May 18, 1998.

Civil MARRIAGE OF FRANK J. AND CHRISTINE A SINGER
No. FRANK J. SINGER
C026414 vs.
CHRISTINE A. SINGER

By the Court:

The stay order issued by this court on May 5, 1997, is vacated. Pursuant to stipulation of counsel the case is dismissed. The parties are to bear their own costs on appeal. The remittitur is to be issued forthwith.
Dated: April 15, 1998

PUGLIA, P.J.

Civil CHERI B. JOHNSON
 No. vs.
 C028419 CRAIG A. MCCOLLAM
 Civil CRAIG B. JOHNSON
 No. vs.
 C029093 CRAIG A. MCCOLLAM

By the Court:

The motion of appellant for consolidation of the above cases is granted. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. Whenever documents are submitted for filing by the parties, an original must be presented for each case number; however, if copies of documents are required pursuant to the California Rules of Court, the parties need only submit a maximum of four. The cases will be considered for decision together.

Appellant's combined opening brief is due 30 days from the filing of the record on appeal in C029093.

Dated April 15, 1998

PUGLIA, P.J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C025787 VERNON RUFUS BELL

The judgment is affirmed. The trial court is ordered to correct the abstract of judgment as set forth above and to forward a copy thereof to the Department of Corrections.

SIMS, J.

We concur: PUGLIA, P.J.
 SCOTLAND, J.

Crim. THE PEOPLE (Certified for Publication)
 No. vs.
 C023110 ERIK R. SELF

The judgment is affirmed. (CERTIFIED FOR PUBLICATION)

NICHOLSON, J.

We concur: SCOTLAND, Acting P.J.
 CALLAHAN, J.

WEDNESDAY, APRIL 15, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C027530 ROYCE ALAN BARRETT
 The judgment is affirmed.
 BLEASE, Acting P.J.
 We concur: DAVIS, J.
 SCOTLAND, J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C025504 ALEJANDRO MENDOZA SALAZAR
 The judgment is affirmed.
 SIMS, Acting P.J.
 We concur: SCOTLAND, J.
 MORRISON, J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C026223 THOMAS MILES SULLIVAN
 The judgment is affirmed.
 RAYE, J.
 We concur: DAVIS, Acting P.J.
 CALLAHAN, J.

Crim. THE PEOPLE (Not for Publication)
 No. vs.
 C027152 DAVID PAUL DURFEE
 The judgment is affirmed.
 BLEASE, J.
 We concur: PUGLIA, P.J.
 DAVIS, J.

WEDNESDAY, APRIL 15, 1998 CONTINUED

Civil JEFFREY YAZEL ET AL. (Not for Publication)
No. vs.
C026140 CYNTHIA DYKES ET AL.

The judgment is reversed. Plaintiffs shall recover their costs on appeal.

SIMS, J.

We concur: BLEASE, Acting P.J.
 DAVIS, J.

Crim. THE PEOPLE (Not for Publication)
No. vs.
C027031 RICHARD LEE KILLINGSWORTH

The judgment is affirmed.

BLEASE, J.

We concur: PUGLIA, P.J.
 DAVIS, J.

Crim. THE PEOPLE (Not for Publication)
No. vs.
C025659 CHARLENE JONATHANS

The judgment is modified to stay that portion of defendant's sentence which exceeds 32 months. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.

BLEASE, J.

We concur: PUGLIA, P.J.
 DAVIS, J.